

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT 243

District of Massachusetts

American Tower Corporation,
Plaintiff,

V.

Western States Tower, LLC,
et. al.,

Defendants.

SUMMONS IN A CIVIL ACTION

CASE NUMBER:

04 - 12317 WGY

TO: (Name and address of Defendant)

Western States Tower, LLC
1475 Terminal Way # A-5
Reno, NV 89502

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Gregory J. Aceto, Esq.
Johnson & Aceto, P.C.
67 Batterymarch Street, suite 400
Boston, MA 02110
617-728-0888

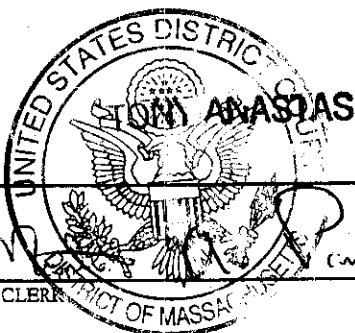
an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

CLERK

DATE

11/1/2004

(By) DEPUTY CLERK



United States District Court
For The District of Massachusetts

American Tower
Corporation

PLAINTIFF(S)

vs.

J.L.B. Construction
Inc

DEFENDANT(S)

CASE NO. 04-12317WGY
FILED 11/16/04 P 2:43

AFFIDAVIT OF SERVICE

STATE OF NEVADA
COUNTY OF CLARK

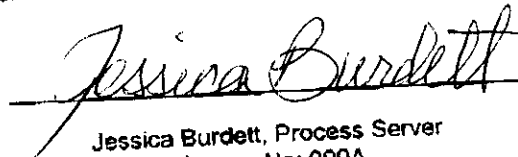
Jessica Burdett, being first duly sworn, deposes and says: That affiant is, and was a citizen of the United States, over 18 years of age, and not a party to, nor interested in the proceeding in which this affidavit is made. That affiant received copies of the Notice of Hearing, Complaint and Demand for Jury Trial, Plaintiff's Emergency Motion to Allow Funds to be Deposited in the Registry of the Court and for Preliminary Injunction, Affidavit of Paul J. Bergendahl, Plaintiff's Emergency Motion with Order Written in Signed by Chief Judge William B. Young on November 1st, 2004, on November 2, 2004 and served the same on November 2, 2004 at 3:10 PM, in the following manner:

By serving Western States Towers LLC personally, by delivering and leaving a copy with John Doe as an agent lawfully designated by statute to accept service of process;

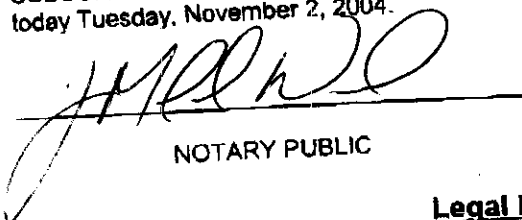
Said service was effected at: 1475 Terminal Way, Suite A-5, Reno, NV 89502.

Service Note(s):

Served on refusal. Approximate description of John Doe is Hispanic male, black hair, 45 years old, 5'6", 180 lbs.


Jessica Burdett, Process Server
License No: 999A

SUBSCRIBED AND SWORN TO before me
today Tuesday, November 2, 2004.


NOTARY PUBLIC



NOTARY PUBLIC
STATE OF NEVADA
County of Clark
J. MICHAEL WARD
Appt. No. 02-77789-1
My Appt Expires Sept 17 2006

Legal Express

911 S. 1st St.
Las Vegas, NV, 89101
(702) 877-0200, (702) 384-8170 Fax
mailto:legex@aol.com
License No(s): 999/999A

Service Fees: \$60.00

Prepared for:
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Suite 400
Boston, MA 02110
Legex Slip # 35602-reno/Erin